HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

W.P.No.29668 of 1998

Dated 14th day of March, 2007

Between:

M.V. Krishna Reddy ..
Petitioner

And

The Mandal Revenue Officer,
Sydapuram, Nellore District
and another ..
Respondents

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O R D E R:

This writ petition is filed to quash the Proceedings No.RC.B.1116/98 issued by the 1st respondent in the month of September, 1998 and consequently declare the action of the respondents in interfering with the peaceful possession and enjoyment of the petitioner over the ryotwari patta land of an extent of Ac.25.00 cents in S.No.1/part situated in Edulakandrika village, as illegal and arbitrary.

The brief facts of the case are that the petitioner is the absolute owner of an extent of Ac.25.00 cents of patta land in S.No.1/part situated in Edulakandrika village, Sydapuram Mandal, Nellore District. He was granted ryotwari patta in Form No.VIII by the authorities under Section 4 of the A.P. Andhra Enams (Abolition & Conversion into Ryotwari) Act, 1956 and is paying tax to the Government regularly. Now, the petitioner's grievance is that the 1st respondent, without issuing any notice and based on a report of the Village Administrative Officer, Linganapalem, passed the impugned proceedings restraining the petitioner from entering his land. Admittedly, the appeal preferred by the petitioner is pending before the 2nd respondent-Revenue Divisional Officer, Gudur and if that appeal is not yet disposed of, this Court deems it appropriate to direct the 2nd respondent to dispose of the appeal within a period of six weeks from the date of receipt of a copy of this order. As this Court granted *status quo* on 5.11.1998, the same shall be maintained during pendency of the appeal.

With the above direction, the writ petition is disposed of. No

costs.

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14.03.2007

bcj